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Respectfully submitted, this the 3rd day of October, 2012.

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CERTIFICATE OF SERVICE

This is to certify that, on the 3rd day of October, 2012, the foregoing **MOTION FOR SUMMARY JUDGMENT** was electronically filed with the Office of the Clerk of Court of the United States District Court for the Middle District of North Carolina using the CM/ECF system, which will automatically send notification of such filing to all registered CM/ECF participants.

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